

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.10002 OF 2004

Smt. Raziya Begum, .. Petitioner

Vs

1. Brihanmumbai Mahangar Palika

and ors, .. Respondents

Mr Arun S. Singh, for the petitioner.

Mr Suresh Gole, for the respondents.

CORAM : D.B.BHOSALE, J.

DATE : 21st December, 2004.

PC:

1. Heard the learned counsel for the parties.

2. This petition is directed against the order by which the application filed by respondent nos 2 to 6 for their impleadment as party defendants in the suit under Order I Rule 10 of the Code of Civil Procedure, 1908, has been allowed. In spite of opposition of the plaintiff, the trial Court found that respondent nos 2 to 6 are necessary parties in the suit. It appears that the respondents claim to be the landlords of the property in dispute. Considering the nature of the order and the finding that respondent nos 2 to 6 are necessary parties in the suit to enable the court to effectively and completely adjudicate upon and settle all the questions

involved in the suit, I see no reason to interfere with the discretionary order passed by the court below which, to my mind, is just and property. The writ petition, therefore, fails and is dismissed as such.

(D.B.BHOSALE, J.)